

Deverie J. Christensen
Nevada State Bar No. 6596
Katlyn M. Brady
Nevada State Bar No. 14173
JACKSON LEWIS P.C.
300 South Fourth Street, Suite 900
Las Vegas, Nevada 89101
Tel: (702) 921-2460
Email: deverie.christensen@jacksonlewis.com
katlyn.brady@jacksonlewis.com

*Attorneys for Defendant
Southwest Medical Associates, Inc.*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

MARGUERITE BRATHWAITE, M.D., an
individual,

Plaintiff,

vs.

SOUTHWEST MEDICAL ASSOCIATES,
INC., an active Nevada domestic Corporation;
DOES 1-10 and ROE ENTITIES 1-10,
inclusive,

Defendants.

Case No. 2:22-cv-00729-JCM-NJK

**STIPULATION TO STAY
ANSWERING DEADLINE**

(First Request)

Plaintiff Marguerite Brathwaite, M.D. (“Plaintiff”), through her counsel F. Travis Buchanan, Esq., & Assoc., PLLC, and Rodney S. Diggs, of the law firm IVIE McNeill Wyatt Purcell & Diggs, and Defendant Southwest Medical Associates, Inc. (“Defendant”), through its counsel Jackson Lewis P.C., stipulate and agree to stay Defendant’s deadline to respond to Plaintiff’s Complaint (ECF No. 1) as set forth below.

1. On May 6, 2022, Plaintiff filed a Complaint against Defendant asserting several employment related claims.

2. On September 21, 2022, Defendant filed a Partial Motion to Dismiss Plaintiff’s Complaint. ECF No. 14.

3. While the Motion to Dismiss was pending, the parties entered into a scheduling order and began the discovery process. ECF No. 25.

1 4. On May 5, 2023, the parties submitted a stipulation to stay discovery, stating a
2 settlement had been reached and the parties needed additional time to complete the settlement
3 paperwork. ECF No. 39.

4 5. On June 7, 2023, Defendant filed a status report stating Plaintiff now disputed
5 whether a settlement had been reached and Defendant intended to file a motion to enforce the
6 settlement agreement. ECF No. 42. Defendant then filed a Motion to Enforce Settlement
7 Agreement. ECF No. 44. Plaintiff filed her opposition on July 19, 2023. ECF No. 53. Defendant
8 filed its reply on August 2, 2023. ECF No. 56. This motion is fully briefed and remains pending.

9 6. On August 14, 2023, this Court entered an order granting Defendant's Partial Motion
10 to Dismiss. ECF No. 62. Defendant's Answer to the remaining allegations in Plaintiff's Complaint
11 is due August 28, 2023.

12 7. If the Court grants Defendant's Motion to Enforce Settlement, it would dispose of
13 all remaining claims. Defendant would not be required to file an Answer if the Motion to Enforce
14 Settlement is granted.

15 8. The parties agree that Defendant's deadline to respond to Plaintiff's Complaint shall
16 be stayed pending ruling on Defendant's Motion to Enforce Settlement, ECF No. 44. If the Motion
17 to Enforce Settlement is denied, Defendant shall have two weeks from the date of the order to file
18 an Answer.

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27

28

Dated this 28nd day of August 2023.

/s/ Deverie J. Christensen
Deverie J. Christensen, Bar No. 6596
Katlyn M. Brady, Bar No. 14173
300 S. Fourth Street, Ste. 900
Las Vegas, Nevada 89101

/s/ Rodney S. Diggs
Rodney S. Diggs, Esq.
California Bar No. 274459, Admitted Pro Hac
444 S. Flower Street, 18th Floor
Los Angeles, CA 90071

Dated: August 29, 2023